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In re Application of  
Erwin  
Application No.: 10/541,826  
PCT No.: PCT/AU03/01348  
Int. Filing Date: 10 October 2003  
Priority Date: 11 October 2002  
Attorney Docket No.: 26883U  
For: Vending Machine For Dispensing Bags

DECISION

ON

PETITION

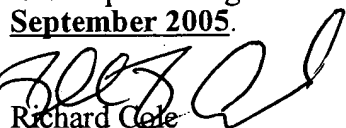
The petition to revive under 37 CFR 1.137(b) filed 11 July 2005 in the above-captioned application is hereby **GRANTED** as follows:

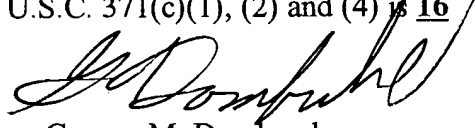
Petitioner states that "the entire delay in filing this entry into the national phase due 11 April 2005, until the filing of this statement and the attached Petition under 37 CFR 1.137(b), is unintentional, as required by 37 CFR 1.137(b)3." This is being construed as a statement that "the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional." Petitioner must notify the Patent and Trademark Office if such an interpretation of the statement in the petition is not correct. Thus, the statement in the petition is being accepted in satisfaction of 37 CFR 1.137(b)(3).

A review of the application file reveals that counsel has filed the required reply in the form of the basic national fee, and has paid the petition fee. Thus, the requirements of 37 CFR 1.137(b) have been satisfied. Therefore, the request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America.

The executed declaration of the inventor and the surcharge under 37 CFR 1.492(h) were received on 16 September 2005.

This application is being forwarded to the United States Designated/Elected Office for further processing. The date of this application under 35 U.S.C. 371(c)(1), (2) and (4) is 16 September 2005.

  
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